

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

In re: Le-Nature's Inc.)	
Commercial Litigation)	
)	MDL No. 2021
)	Civil Action No.: 2:09-mc-00162-DWA

COMPASS FINANCIAL)	
CORPORATION AND COMPASS)	
BANK,)	
)	
Plaintiffs,)	
)	
v.)	Civil Action No.: 2:09-cv-00430-DWA
)	
MARSHALL INVESTMENTS)	
CORPORATION; <i>et al.</i> ,)	
)	
Defendants.)	
)	

JOINT MOTION OF DISMISSAL WITH PREJUDICE OF ALL REMAINING CLAIMS

COME NOW, Plaintiffs Compass Financial Corporation and Compass Bank (collectively “Compass”), and Defendants Marshall Investments Corporation, Marshall Financial, Inc., The Marshall Group, and Marshall BankFirst Corporation (collectively the “Marshall Defendants”), by and through their undersigned counsel of record, and respectfully move for entry of an order pursuant to Rule 41(a)(2), Fed. R. Civ. P., dismissing with prejudice all remaining claims in this action. In support Compass and the Marshall Defendants state as follows:

1. Compass and the Marshall Defendants have entered into a settlement agreement with respect to all claims that have been asserted against the Marshall Defendants in the Second Amended Complaint and with respect to all third-party claims that the Marshall Defendants have asserted in this action.

2. Compass desires to have all of its pending claims against the Marshall Defendants in the Second Amended Complaint dismissed with prejudice.

3. The Marshall Defendants desire to have all of their pending third-party claims dismissed with prejudice.

4. On granting of this motion, there are no remaining claims and the case may be dismissed in its entirety.

5. Attached hereto as Exhibit A is a proposed Order for the Court's consideration and entry.

Respectfully submitted this, the 2nd day of May, 2013.

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CERTIFICATE OF SERVICE

I hereby certify that on May 2, 2013, I served a true and correct copy of the foregoing upon each of the following by Electronic mail or U.S. mail pursuant to the Pretrial Order No. 1: Initial Case Management Order (“CMO”):

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